

REMARKS**Claim Rejections under 35 U.S.C. § 112, first paragraph**

The Examiner maintains his rejection of claims 48, 49, and 65 and asserts that there is a lack of enablement for the treatment of diseases, other than specific types of cancer (e.g., colon cancer), encompassed by those claims.

In order to expedite prosecution, Applicants cancel claims 48 and 65. Applicants also amend claim 49 to recite the specific diseases as listed, and deemed allowed, in claim 1. Specifically, Applicants amend claim 49 to recite "A method of treating a disease in a patient, wherein the disease is transplant rejection, melanoma, or a cancer selected from colon, breast, lung, kidney, ovary, pancreas, CNS, or cancer of the gastric tract, in a patient" In light of this amendment, Applicants respectfully request that the Examiner withdraw his rejection of claims 48, 49, and 65.

Claim Rejections under 35 U.S.C. § 112, second paragraph

The Examiner rejects claims 48-51 as being indefinite because these claims depend from a canceled claim. In order to expedite prosecution, Applicants cancel claim 48 and amend claims 49 and 50 to independent form and, thus, overcome the Examiner's rejection. Additionally, this amendment of claim 50 renders claim 51, dependent therefrom, definite. In light of this amendment, Applicants respectfully request that the Examiner withdraw his rejection of claims 48-51.

Allowable Subject Matter

Applicants acknowledge that claims 1-42, 54-60, 63, and 67-70 are allowed and respectfully submit that the above amendments render claims 49, 50, and 51 in condition for Allowance. Accordingly, Applicants respectfully request the issuance of a Notice of Allowance for 1-42, 49-51, 54-60, 63, and 67-70.

Applicants believe that no additional fees are due at this time however, the Commissioner is hereby authorized to charge payment of additional fees required in connection with the paper transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0725.

None of these amendments adds new matter.

Respectfully submitted,



Andrea L. C. Robidoux, Registration No. 47,902

Agent for Applicant(s)

VERTEX PHARMACEUTICALS INCORPORATED

130 Waverly Street

Cambridge, Massachusetts 02139

Tel.: (617)444-6731

Fax.: (617)444-6438